



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

December 30, 1998

Mr. Tom Carr
Lane, Ray, Wilson, Carr & Steves
6115 Camp Bowie Boulevard, Suite 200
Fort Worth, Texas 76116

OR98-3270

Dear Mr. Carr:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 121329.

The Joshua Independent School District received a request for applications of individuals interviewed by the school board for the position of superintendent. Except for the application of the finalist for the position in question, you seek to withhold the requested information under section 552.126 of the Government Code.

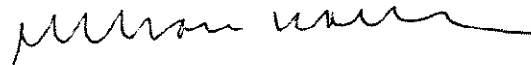
Section 552.126 excepts from disclosure the "name of an applicant for the position of superintendent of a public school district . . . except that the board of trustees must give public notice of the name or names of the finalists being considered for the position at least 21 days" before a vote or final action is taken. You indicate that the board has already given public notice of the identity of the finalist for school district superintendent. In our opinion, section 552.126 requires that the applications of the applicants other than the finalist must be redacted prior to release to withhold information identifying such applicants. *Compare*, Open Records Decision No. 540 (1990). We have marked the information you must thus withhold under section 552.126. The remaining portions of the requested information must be released.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous

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determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read 'William Walker', with a long horizontal flourish extending to the right.

William Walker
Assistant Attorney General
Open Records Division

WMW/ch

Ref: ID# 121329

Enclosures: Submitted documents

cc: Mr. Daun Eierdam
Joshua Star Tribune
P.O. Box 146
Joshua, Texas 76058
(w/o enclosures)